

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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PRUDENTIAL RETIREMENT INSURANCE	:	
AND ANNUITY COMPANY,	:	
	:	
Plaintiff and Third-Party Defendant,	:	07 Civ. 8488 (PAC)
	:	ECF Case
vs.	:	
	:	
STATE STREET BANK AND TRUST	:	
COMPANY,	:	
	:	
Defendant and Third-Party Plaintiff.	:	
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MOTION FOR PARTIAL SUMMARY JUDGMENT
DISMISSING COUNTERCLAIMS

PLEASE TAKE NOTICE that, upon the accompanying (i) memorandum of law, (ii) declarations of George L. Palms, Jr., Robert F. Frasca, Matthew Dingee, Dean M. Molinaro, and Jeremy N. Klatell and the exhibits thereto, (iii) portions of deposition transcripts and documents cited in Plaintiff's memorandum of law, (iv) statement of material facts not genuinely in dispute submitted pursuant to Local Civil Rule 56.1, and upon all prior pleadings and proceedings herein, the undersigned attorneys for plaintiff and third-party defendant Prudential Retirement Insurance and Annuity Company, will hereby move this Court, pursuant to Rule 56 of the Federal Rules of Civil Procedure, for an order granting partial summary judgment dismissing in their entirety

the claims of defendant State Street Bank and Trust Co., and for such other and further relief as the Court may deem just and proper.

Dated: New York, New York
May 7, 2011

DEBEVOISE & PLIMPTON LLP

By: /s/ Edwin G. Schallert
Edwin G. Schallert
Steven Klugman
Jeremy N. Klatell
Kerith Knechtel
Katherine Kern
919 Third Avenue
New York, New York 10022
(212) 909-6000
egschall@debevoise.com
sklugman@debevoise.com
jnklatel@debevoise.com

*Attorneys for Plaintiff Prudential Retirement
Insurance and Annuity Company*